

Regular Session, 2011

HOUSE BILL NO. 284

BY REPRESENTATIVES WILLMOTT, BILLIOT, CONNICK, HENRY, LABRUZZO,
LIGI, AND LOPINTO AND SENATORS APPEL, MARTINY, AND QUINN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CIVIL SERVICE/MUNICIPAL: Provides a public records exemption applicable to certain records pertaining to Jefferson Parish civil service exams

1 AN ACT

2 To enact R.S. 44:21.1, relative to public records; to provide a public records exemption for
3 certain records in the custody of the Jefferson Parish Personnel Department; and to
4 provide for related matters.

5 Notice of intention to introduce this Act has been published
6 as provided by Article III, Section 13 of the Constitution of
7 Louisiana.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 44:21.1 is hereby enacted to read as follows:

10 §21.1. Jefferson Parish civil service; test materials confidential

11 Notwithstanding any other provision of law to the contrary, all tests and
12 records, the content of which includes or indicates actual content or answers for tests
13 that are prepared, administered, or scored by the Jefferson Parish Personnel
14 Department shall be confidential and shall not be released by any person except for:

15 (1) The production and exhibition of test questions, answers, and papers to
16 the Jefferson Parish Personnel Board, provided that such production and exhibition
17 and any discussion of such materials shall occur in executive session as authorized
18 by R.S. 42:17.

19 (2) As necessary for the actual administration of the test.

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Willmott

HB No. 284

Abstract: Provides a public records exemption for certain records of the Jefferson Parish Personnel Dept.

Present law provides for availability of public records in the custody of the state or any political subdivision. Further provides specific exceptions to this availability. Proposed law retains present law.

Proposed law adds an exception to the Public Records Law for promotional or competitive tests and certain records relative thereto in the custody of the Jefferson Parish Personnel Dept.

Proposed law provides two exceptions to this proposed law:

- (1) Under certain circumstances, for the production of test questions, answers, and papers to the Jefferson Parish Personnel Board.
- (2) For the actual administration of the test itself.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 44:21.1)